

Hon. Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

RORY J. O'FLAHERTY,

Defendants.

Case No. CR07-0175RSM

ORDER GRANTING DEFENDANT'S
MOTION TO COMPEL COMPLIANCE
WITH RULE 17(c) SUBPOENA *DUCES*
TECUM

Upon consideration of defendant Rory J. O'Flaherty's Motion to Compel ("Motion") compliance with a subpoena *duces tecum* under Federal Rule of Criminal Procedure 17(c) ("Subpoena," which was attached as Exhibit A to the Motion), and any response thereto, it is hereby ORDERED:

1. that Banner Bank shall fully comply with the Federal Rule of Criminal Procedure 17(c) by producing all documents requested in the Subpoena;
2. that the date for the return of the documents the Subpoena is designated as the earlier of August 10, 2007 or 30 days after the date of this order;
3. that the documents be delivered to the offices of Yarmuth Wilsdon Calfo PLLC, Fourth & Madison, 925 Fourth Avenue, Suite 2500, Seattle, WA 98104, attention: Angelo J. Calfo and J. Michael Diaz, counsel for Mr. O'Flaherty; and

- 1 4. that all documents produced in response to the subpoena shall be made available
2 only to the prosecution and defense counsel for use only at Mr. O'Flaherty's
3 sentencing and shall be destroyed or returned to Banner Bank at the conclusion of
4 his sentencing.

5
6 DATED this 16th day of July, 2007.

7
8 

9 RICARDO S. MARTINEZ
10 UNITED STATES DISTRICT JUDGE
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26